IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE FOURTEENTH DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 16550 of 2004

Between:

J. Jaya Rama Raju S/o late Sri Subba Rama Raju
R/o H. No. 5/361-B, Eguvagadda ST., Rajampet Kadapa District- 516 115

..... PETITIONER

AND

1 The Union of India rep by Secretary to Government, Department of Telecommunications,
Ministry of Communications, New Delhi
2 The Chief General Manager, Bharat Sanchar Nigam Limited Abids, Hyderabad
3 The General Manager, Telecom District, Bharat Sanchar Nigam Limited, Kadapa

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue Writ of Mandamus or any other appropriate Writ, order or direction in the nature of Writ directing the respondents to revise the pension of the petitioner who retired on 3oth June, 2001 by taking into account his former Military Service from 24th May, 1960 to 8th June 1966 and also to fix his pay at Rs. 122/- drawn by him at the time of discharge from Indian Air Force with all consequential benefits such as arrears of pension, computation amount etc.

Counsel for the Petitioner: MR.VEMURI VENKATESWARA RAO

Counsel for the Respondent No.1: MR.A RAJASHEKAR REDDY (SC FOR CG)

Counsel for the Respondent Nos.2 and 3: Mr. Hanumantha Reddy, S.C. for B.S.N.L.

The Court made the following :

ORAL ORDER:

This writ petition is filed seeking a direction to the respondents to revise the pension of the petitioner who retired on 30.6.2001 by taking into account his former Military Service from 24.5.1960 to 8.6.1966 and also to fix his pay at Rs.122/- drawn by him at the time of discharge from Indian Air Force.

Several contentions were raised by the learned counsel for the petitioner and also the learned standing counsel for the respondents.

Be that as it may, proceedings dated 5.2.2002 of the Assistant General Manager (Administration & Commercial), Office of the General Manager, Telecom District, Cuddapah would clearly indicate that the petitioner's representation dated 26.12.2002 was receiving attention and therefore, the petitioner was directed to await further communication. Thereafter, no further communication has been made. The matter is still pending with the Asst. General Manager, for consideration before the 3rd respondent.

Therefore, without entering into the merits of the case, I consider it appropriate to direct the respondents to take appropriate decision in pursuance of the petitioner's representation, dated 26.12.2002 in accordance with law, within a period of three months from the date of receipt of a copy of this order.

The writ petition is disposed of in terms of the above direction. In the circumstances of the case, there shall be no order as to costs.

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(K.C. BHANU, J.)

14th February, 2005.

bcj

To

1 The Union of India rep by Secretary to Government, Department of Telecommunications,
Ministry of Communications, New Delhi
2 The Chief General Manager, Bharat Sanchar Nigam Limited Abids, Hyderabad
3 The General Manager, Telecom District, Bharat Sanchar Nigam Limited, Kadapa

4. Two C.D. copies.